

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

NOAH NAPARSTECK, personal
representative for the ESTATE OF
XAVIER SIMMONS, DECEASED,

Plaintiff,

v.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE,
LUZERNE COUNTY, CHILDREN AND
YOUTH SERVICE OF LUZERNE
COUNTY, ELIZABETH LOZOSKY-
LAYLO, FRANK CASTANO, ROSE
GALLAGHER, ANTHONY LUMBIS,
VICTOR J. DROSEY, MARSHA ANN
BASCO, BERNARD PODCASY and
JENNIFER ROGERS,

Defendants.

CIVIL ACTION NO. 3:11-CV-1544

(JUDGE CAPUTO)

ORDER

NOW, this 27th day of April, 2012, **IT IS HEREBY ORDERED** that Defendants'
Motion for Reconsideration (Doc. 18) is **DENIED**.

/s/ A. Richard Caputo
A. Richard Caputo
United States District Judge